



IFW

250-181

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT OPERATION

In re Application of:

**Charles J. Johansen, Jr. and
Ernest D. Hollas**

Serial No.: 10/776,958

Group Art Unit: 1755

Filed: February 11, 2004

Examiner:

For: **COLORED CEMENT COMPOSITION**

New York, NY 10036
July 12, 2004

Mail Stop DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

The following statement of relevance is submitted with the accompanying
Form PTO-1449.

Document
Designation

Relevance

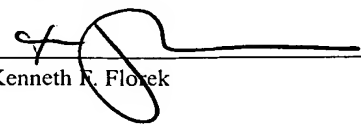
AA
U.S.P. 1,195,140

Relates to a process of producing colored lime.

AB
U.S.P. 1,910,419

Relates to a method of producing colored concrete.

I hereby certify that this correspondence is being
deposited with the United States Postal Service as first
class mail in an envelope addressed to:
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P.O. Box 1450
Alexandria, VA 22313-1450
on July 12, 2004


Kenneth R. Florek

<u>Document Designation</u>	<u>Relevance</u>
AC U.S.P. 3,068,109	Relates to a material and method for coloring portland cement concretes.
AD U.S.P. 3,117,882	Relates to a process for coloring inorganic cementitious materials.
AE U.S.P. 3,592,679	Relates to the treatment of surfaces with polymeric materials to render the surfaces water-repellent.
AF U.S.P. 3,650,786	Relates to an oil well cement and method of making the same.
AG U.S.P. 3,667,976	Relates to colored cement.
AH U.S.P. 3,670,785	Relates to a method and apparatus for tinting paint.
AI U.S.P. 4,020,040	Relates to a coloring composition that is in powder form and can be dispersed in solutions.
AJ U.S.P. 4,026,716	Relates to a concrete composition.
AK U.S.P. 4,204,876	Relates to a cement coloring composition and method of producing same.
AL U.S.P. 4,207,175	Relates to a separation of magnesite from ores which also contain calcite or dolomite, that employs a fluorescent dye.
AM U.S.P. 4,247,339	Relates to a paint composition.
AN U.S.P. 4,335,065	Relates to a method and apparatus for producing mouldings of cement mortar.
AO U.S.P. 4,443,567	Relates to a single-component hardenable synthetic resin composition and method of using same.
AP U.S.P. 4,495,228	Relates to a hydraulic cement composition and method for use as protective coating for substrates.

AQ U.S.P. 4,597,997	Relates to a foam paint set.
AR U.S.P. 4,661,164	Relates to a method for increasing the whiteness of a mineral filler that has a natural yellow tint.
AS U.S.P. 4,668,560	Relates to a sublimation transfer type color hard-copy printing paper.
AT U.S.P. 4,717,016	Relates to a package for coloring ingredients.
AU U.S.P. 4,741,781	Relates to iron oxide pigment suspensions and slurries.
AV U.S.P. 4,792,236	Relates to a paint tinting system that employs a plurality of canisters disposed in a circle on a rotatable plate.
AW U.S.P. 4,813,000	Relates to a computerized color matching apparatus.
AX U.S.P. 4,859,504	Relates to a concrete finishing process.
AY U.S.P. 4,911,642	Relates to a color wheel palette for preparing various colored paint.
AZ U.S.P. 4,946,505	Relates to a process for dyeing concrete.
BA U.S.P. 5,120,367	Relates to a concrete admixture device or package and method of using same.
BB U.S.P. 5,199,986	Relates to a process for coloring building materials.
BC U.S.P. 5,215,584	Relates to a process for coloring building materials.
BD U.S.P. 5,224,595	Relates to a package for incorporating additives to cement.
BE U.S.P. 5,288,160	Relates to an aqueous permanent coloring composition for use in inks and paints.
BF U.S.P. 5,314,536	Relates to a method of making luminous construction materials.

BG U.S.P. 5,362,322	Relates to a color epoxy grout system and method of use.
BH U.S.P. 5,416,150	Relates to an aqueous resin composition for coating articles to prevent rust and salt damage.
BI U.S.P. 5,558,708	Relates to a system and method for dispersing pigment in an aqueous medium and mixing the dispersion with cement based compositions to create colored cement.
BJ U.S.P. 5,853,476	Relates to a process for coloring concrete using compacted inorganic granules.
BK U.S.P. 5,890,907	Relates to a educational doll that dispenses sand which has been coated with a superhydrophobic material.
BL U.S.P. 5,951,752	Relates to a method of using an aqueous coloring composition with a dry concrete based composition.
CA EP 0445653	Relates to a clay thickener for use in water-based systems and joint compounds containing such compositions.
CB EP 0460744 A1	Relates to a cement based mortar composition having elastomeric properties, and method of manufacture.
CC DE 3709909	Relates to an additive for concrete pigments.
CD GB 1,078,723	Relates to grouting preparations containing epoxy resins.
CE GB 2,065,692	Relates to a cement coloring composition.
CF GB 2,085,463	Relates to a grout preparation.
CG GB 2,183,626	Relates to a colored concrete roof tile.
CH WO 92/12102	Relates to a method for obtaining a uniformly coloured joint on cement finish on brickwork.
CI JP 52082923	Relates to a decorative cement.

CJ JP 60251162	Relates to a mortar composition.
CK JP 61040861	Relates to a mortar composition.
CL JP 63206343	Relates to a plaster composition that provides iron rust-colored finish to walls.
CM JP 03218990	Relates to a decorative paint coating for cement articles.
CN JP 04285045	Relates to a plaster that provides granite-like appearance to walls.
CO JP 09316371	Relates to a weather-resistant coating material for concrete substrates.
CP CN 1216311	Relates to a plaster mud for latex painting.
DA C-Cure Product Brochure for Colorcure 945 Grout Admixture	Relates to colored grout admixture.
DB Materials and Methods Standards Association Bulletin No. 9 Mar. 15, 1984	Relates to materials for grouting ceramic tiles.
DC Ceramic Tile Institute, "Field Reports", Chapter 11	Relates to colored grout joints.
DD National Tile Contractor's Association, Inc. Inconsistent Grout Color Chart	Relates to colored grout.
DE Abstract of Japanese Patent Application JP 58055356 Apr. 1983	Relates to a colored cement mortar.
DF Abstract of French Patent 2,661,684 Nov. 1991	Relates to a dry powder mixture of concrete.

DG Activa #445 Scenic Sand	Relates to colored sand.
DH www.activaproducts.com/scenic.htm Scenic Sands	Relates to colored sand.
DI www.thirdcoastimports.com Calcium Carbonate MW 60/40 HyMag-94	Relates to calcium carbonate.
DJ 3M™Colorquartz™ Aggregate Brochure	Relates to a colored aggregate.
DK 3M™Colorquartz™ Aggregate For Swimming Pools Brochure	Relates to a colored aggregate.
DL ARMORCOAT™ Brochure	Relates to a pool plaster.
DM SunStone Pearl Brochure	Relates to a swimming pool finish.
DN Diamond Brite Brochure	Relates to a colored aggregate.
DO Inst. Chem. Metall., Acad. Sin., Beijing, People of Republic of China Zhao et al., Haugong Yejin (1989), 10(3)m 59-63	Relates to a process for producing colored quartz sand.
DP Website of Clifford W. Estes Company	Relates to colored aggregate.
DQ Estes' Dek Rok Surface Aggregates Brochure	Relates to colored aggregate.

DR
www.sandtastik.com
Sandtastik
The Classic Colored Sand

Relates to colored sand.

DS
Sandtastik Products
Brochure

Relates to colored sand.

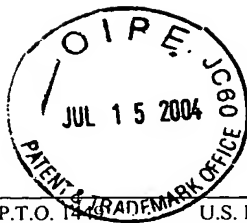
Full text copies or abstracts of the Non-United States prior art references are enclosed herewith. It is respectfully requested that this art be considered by the Examiner in the above-entitled application and made of record therein. It is believed that no fee is required for submission of this Information Disclosure Statement under 37 C.F.R. §1.97(b). However, if a fee is due, the Commissioner is hereby authorized to charge Deposit Account No. 08-1540. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

A handwritten signature in dark ink, appearing to be "Kenneth F. Florek", with a long horizontal line extending to the right.

Kenneth F. Florek
Reg. No. 33,173

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New York, NY 10036
(212) 302-8989



U.S. P.T.O. 146 U.S. Department of Commerce Patent and Trademark Office Attorney DOCKET NO. 250-181 SERIAL NO. 10/776,958
 LIST OF PRIOR ART CITED BY APPLICANT APPLICANT(S) Charles J. Johansen, Jr. & Ernest D. Hollas
 FILING DATE February 11, 2004 GROUP

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
AA	1 1 9 5 1 4 0	08/15/1916	Keck			
AB	1 9 1 0 4 1 9	05/23/1933	Amon			
AC	3 0 6 8 1 0 9	12/11/1962	Rodeffer			
AD	3 1 1 7 8 8 2	01/14/1964	Herschler			
AE	3 5 9 2 6 7 9	07/13/1971	Tully, et al			
AF	3 6 5 0 7 8 6	03/21/1972	Maravilla			
AG	3 6 6 7 9 7 6	06/06/1972	Tanner			
AH	3 6 7 0 7 8 5	06/20/1972	Heiss et al.			
AI	4 0 2 0 0 4 0	04/26/1977	Kattoh et al.			
AJ	4 0 2 6 7 1 6	05/31/1977	Urschel III et al			
AK	4 2 0 4 8 7 6	05/27/1980	Bowden			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
CA 0 4 4 5 6 5 3	02/27/1991	Munchen			
CB 0 4 6 0 7 4 4	05/31/1991	Milano			
CC 3 7 0 9 9 0 9	10/06/1988	Munchen			
CD 1 0 7 8 7 2 3	05/13/1965	London			
CE 2 0 6 5 6 9 2	07/01/1981	United Kingdom			
CF 2 0 8 5 4 6 3	10/01/1980	United Kingdom			
CG 2 1 8 3 6 2 6	06/10/1987	United Kingdom			
CH 9 2 1 2 1 0 2	07/23/1992	Germany			
CI 5 2 0 8 2 9 23	12/30/1975	Japan			
CJ 6 0 2 5 1 1 62	05/25/1984	Japan			

(OTHER PRIOR ART, INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

DA	C-Cure Product Brochure for Colorcure 946 Grout Admixture	Relates to colored grout admixture.
DB	Materials & Methods Standards Assoc. Bulletin No. 9, 3/15/84	Relates to materials for grouting ceramic tiles.
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DD	National Tile Contractor's Assoc. Inc. Incoisitant Grout Color Chart	Relates to colored grout.
EXAMINER	DATE CONSIDERED	

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to application.

U.S. P.T.O. 1449	U.S. Department of Commerce Patent and Trademark Office	Attorney DOCKET NO. 250-181	SERIAL NO. 10/776,958
LIST OF PRIOR ART CITED BY APPLICANT		APPLICANT(S) Charles J. Johansen, Jr. & Ernest D. Hollas	
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EXAMINER INITIAL	DOCUMENT NUMBER								DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AL	4	2	0	7	1	7	5	06/10/1980	Moudgil			
	AM	4	2	4	7	3	3	9	01/27/1981	Bolton et al.			
	AN	4	3	3	5	0	6	5	06/15/1982	Ando			
	AO	4	4	4	3	5	6	7	04/17/1984	Sternisa et al.			
	AP	4	4	9	5	2	2	8	01/22/1985	Cornwell			
	AQ	4	5	9	7	9	9	7	07/01/1986	Weill			
	AR	4	6	6	1	1	6	4	04/28/1987	Severinghaus, Jr.			
	AS	4	6	6	8	5	6	0	05/26/1987	Kobayashi et al.			
	AT	4	7	1	7	0	1	6	01/05/1988	Dalgleista			
	AU	4	7	4	1	7	8	1	05/03/1988	De Witte			
	AV	4	7	9	2	2	3	6	12/20/1988	Heinis et al.			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER								DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
												YES	NO
	CK	6	1	0	4	0	8	61	07/31/1985	Japan			
	CL	6	3	2	0	6	3	43	02/19/1987	Japan			
	CM	0	3	2	1	8	9	90	01/22/1990	Japan			
	CN	0	4	2	8	5	0	45	03/15/1991	Japan			
	CO	0	9	3	1	6	3	71	05/29/1996	Japan			
	CP	1	2	1	6	3	1	1	10/31/1997	China			

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DE	Abstract of Japanese Patent Application JP 5805536, April 1983	Relates to a colored cement mortar.
DF	Abstract of French Patent 2,661,684, November 1991	Relates to a dry powder mixture of concrete.
DG	Activa #445 Scenic Sand	Relates to colored sand.
DH	www.activaproducts.com/scenic.htm, Scenic Sands	Relates to colored sand.
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	AW	4	8	1	3	0	0	0	03/14/1989	Wyman et al.			
	AX	4	8	5	9	5	0	4	08/22/1989	Rossiter et al.			
	AY	4	9	2	1	6	4	2	03/27/1990	Knowles			
	AZ	4	9	4	6	5	0	5	08/07/1990	Jungk			
	BA	5	1	2	6	3	6	7	06/09/1992	Smith et al.			
	BB	5	1	9	9	9	8	6	04/06/1993	Kröckert et al.			
	BC	5	2	1	5	5	8	4	06/01/1993	Buxbaum et al.			
	BD	5	2	2	4	5	9	5	07/16/1993	Subimoto et al.			
	BE	5	2	2	8	1	6	0	02/22/1994	Li et al.			
	BF	5	3	1	4	5	3	6	05/24/1994	Kawasaki			
	BG	5	3	6	2	3	2	2	11/08/1994	Johansen, Jr. et al			

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DI	www.thirdcoastimports.com, Calcium Carbonate, MW 60/40, HyMag-94	Relates to calcium carbonate.
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	BH	5	4	1	6	1	5	0	05/16/1995	Boeck			
	BI	5	5	5	8	7	0	8	09/24/1996	Johansen, Jr. et al			
	BJ	5	8	5	3	4	7	6	12/29/1998	Will			
	BI	5	8	9	3	9	0	7	04/06/1999	Minasian			
	BL	5	9	5	1	7	5	2	09/14/1999	Johansen, Jr. et al.			

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DOCUMENT NUMBER								DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
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DM	SunStone Pearl Brochure	Relates to a swimming pool finish.
DN	Diamond Brite Brochure	Relates to a colored aggregate.
DO	Inst. Chem. Metall., Acad. Sin., Beijing, People of Republic of China Zhao et al., Haugong Yejin, (1989) 10(3)m 59-63	Relates to a process for producing colored quartz sand.
DP	Webstie of Clifford W. Estes Company	Relates to colored aggregate.
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